

FOR  
FCC  
USE  
ONLY

**FCC 350**  
**APPLICATION FOR AN**  
**FM TRANSLATOR OR FM BOOSTER**  
**STATION LICENSE**

FOR COMMISSION USE ONLY

FILE NO.

1. APPLICANT NAME (Last, First, Middle Initial)

MAILING ADDRESS (Line 1) (Maximum 35 characters)

MAILING ADDRESS (Line 2) (Maximum 35 characters)

CITY

STATE OR COUNTRY (if foreign address)

ZIP CODE

TELEPHONE NUMBER (include area code)

CALL LETTERS

2. Is a fee submitted with this application?

☐

Yes

☐

No

If Yes, complete FCC Form 159 (FCC Remittance Advice).

If No, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114).

☐

Governmental Entity

☐

Noncommercial educational licensee

☐

Other (Please explain):

3. Facilities authorized by construction permit

This application is for:

☐

FM Translator

☐

FM Booster

4. Construction permit(s) covered by this application

File Number(s)	Date of Construction Permit	Construction began	Construction completed

Is the station now in satisfactory operating condition and ready for regular operation?

☐

Yes

☐

No

If No, explain in an Exhibit.

Exhibit No.

For applicants that are not the licensee of the primary station, has written authority been obtained from the licensee of the station whose programs are to be retransmitted?

☐

Yes

☐

No

Apart from the apparatus constructed, have all terms, conditions and obligations set forth in the above-described construction permit been fully met?

☐

Yes

☐

No

If No, state exceptions in an Exhibit.

Exhibit No.

5. STATION IDENTIFICATION. Indicate how station identification will be made:

- ☐ FSK ☐ By Primary Station  
☐ Amplitude Modulation of FM Aural Carrier ☐ Not Required  
☐ Other (Specify)

If identification will be made by primary station, is current information on file with the primary station as to your call letters, exact location of your station, and the name, address and telephone number of the person to be contacted in an emergency to suspend operation of the translator?

☐ Yes ☐ No

**ENGINEERING DATA**

6. Facilities authorized in construction permit:

a. Output Channel No.	Community or Communities being served:	Primary Station:
b. Translator Input Channel No. or Call		Call:
c. Effective Radiated Power (ERP) _____ kilowatts (H) _____ kilowatts (V)		City:
	State:	State:

7. Transmitter location

City	County	State
Address or other description of location		Geographical coordinates of transmitting antenna to nearest second. (Use NAD 27 datum. See Instructions.) North Latitude                      West Longitude °       '       "                      °       '       "

8. Does the apparatus constructed, the transmitter location, or mode of operation DIFFER from that described in the application for construction permit or in the permit issued by the Commission?

☐ Yes ☐ No

If Yes, describe in detail in an Exhibit the nature of the changes, particularly with regard to type of transmitter, transmitting antenna, antenna orientation, transmission line, or increase in overall height above ground in meters of either the transmitting or receiving antenna structure. Show recomputation of effective radiated power resulting from any such changes.

Exhibit No.

NOTE: FM translator and booster applicants are not permitted to use this form to change the technical parameters set forth in the construction permit. See 47 C.F.R. Section 74.1251.

9. If antenna obstruction painting and lighting specifications were made a part of the construction permit, have these been installed as prescribed and in proper working order?

☐ Yes ☐ No

Exhibit No.

If No, explain in an Exhibit.

10. Is the transmitting antenna mounted on a tower that has been registered with the Commission?

☐ Yes ☐ No

If Yes, give the eight digit Antenna Structure Registration Number:

\_\_\_\_\_  

Exhibit No.

If No, attach as an Exhibit an explanation why antenna structure registration is not required.

NOTE: Effective July 1, 1996, the Commission adopted rules which require Antenna Structure owners to apply for a registration number whenever antenna structures meet FAA notification criteria. As owners register these structures they are required to provide licensees with a copy of FCC Form 854R which provides the antenna structure registration number. (If you need additional information, contact the FCC's Consumer Assistance Branch at 1-800-311-1117 for a copy of FACT SHEET 3154, Antenna Structure Registration.)

11. Give name, address, ZIP Code, and telephone number of person(s) to contact if transmitter must be turned off in event of emergency:

12. The applicant certifies that it will comply with applicable station identification rules. See 47 C.F.R. Sections 73.1201 and 74.1283.

☐ Yes ☐ No

13. For applicants using directional antennas, the applicant certifies that the antenna is mounted in accordance with the specific instructions provided by the antenna manufacturer and is mounted in the proper orientation. See 47 C.F.R. Sections 73.316 and 74.1235(i).

☐ Yes ☐ No

14. Has an adverse finding been made or an adverse final action been taken by any court or administrative body with respect to the applicant or parties to the application in a civil or criminal proceeding, brought under the provisions of any law relating to the following: any felony; mass media related antitrust or unfair competition; fraudulent statements to another governmental unit; or discrimination?

☐ Yes ☐ No

If the answer is Yes, attach as an Exhibit a full disclosure of the persons and matters involved, including an identification of the court or administrative body and the proceeding (by dates and file numbers), and the disposition of the litigation. Where the requisite information has been earlier disclosed in connection with another application, or as required by 47 U.S.C. Section 1.65(c), the applicant need only provide: (i) an identification of that previous submission by reference to the file number in the case of an application, the call letters of the station regarding which the application or Section 1.65 information was filed, and the date of filing; and (ii) the disposition of the previously reported matter.

Exhibit No.

The APPLICANT hereby waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. (See Section 304 of the Communications Act of 1934, as amended.)

The APPLICANT represents that this application is not filed for the purpose of impeding, obstructing, or delaying determination on any other application with which it may be in conflict.

The APPLICANT acknowledges that all the statements made in this application and attached exhibits are considered material representations, and that all exhibits are a material part hereof and are incorporated herein as if set out in full in the application.

### CERTIFICATION

1. By checking Yes, the applicant certifies, that, in the case of an individual applicant, he or she is not subject to a denial of federal benefits that includes FCC benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862, or, in the case of a non-individual applicant (e.g., corporation, partnership or other unincorporated association), no party to the application is subject to a denial of federal benefits that includes FCC benefits pursuant to that section. For the definition of a "party" for these purposes, see 47 C.F.R. Section 1.2002(b).

☐

Yes

☐

No

2. I certify that the statements in this application are true, complete, and correct to the best of my knowledge and belief, and are made in good faith.

<b>Name</b>	<b>Signature</b>	
<b>Title</b>	<b>Date</b>	<b>Telephone Number</b>

**WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND/OR IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001), AND/OR REVOCATION OF ANY STATION LICENSE OR CONSTRUCTION PERMIT (U.S. CODE, TITLE 47, SECTION 312(a)(1)), AND/OR FOREFETURE (U.S. CODE, TITLE 47, SECTION 503))**

## FCC 350

### APPLICATION FOR AN FM TRANSLATOR OR FM BOOSTER STATION LICENSE

#### INSTRUCTIONS

- A. This form is to be used in all cases when applying for an FM translator or FM booster broadcast station license.
- B. References to FCC Rules are made in this application form. Before filling it out, the applicant should have on hand and be familiar with the current broadcast rules, which are contained in 47 Code of Federal Regulations (C.F.R.):
- (1) Part 0 "Commission Organization"
  - (2) Part 1 "Practice and Procedure"
  - (3) Part 17 "Construction, Marking, and Lighting of Antenna Structure"
  - (4) Part 73 "Radio Broadcast Service"
  - (5) Part 74 "Experimental, Auxiliary and Special Broadcast and Other Program Distributional Services"

FCC rules may be purchased from the Government Printing Office, Washington, D. C. 20402. You may telephone the GPO Order Desk at (202) 783-3238 for current prices.

- C. Prepare an original and one copy of this form and all exhibits. Number exhibits serially in the spaces provided in the body of the form. Date each exhibit. The application with all required exhibits should be filed with the Federal Communications Commission in the manner and at the location specified in 47 C.F.R. Section 0.401.
- D. The name of the applicant must be stated exactly as it appears on the construction permit which is being covered.
- E. FEES. By law, the Commission is required to collect charges for certain of the regulatory services it provides to the public. Generally, applicants seeking a license to cover the FM translator or FM booster facility authorized by, and constructed pursuant to, an outstanding permit are required to pay and submit a fee with the filing of FCC Form 350. However, governmental entities, which include any possession, state, city, county, town, village, municipal organization or similar political organization or subpart thereof controlled by publicly elected and/or

duly appointed public officials exercising sovereign direction and control over their respective communities or programs, are exempt from the payment of this fee. Also exempted from this fee are noncommercial educational FM broadcast station licensees seeking a license for an FM translator or booster station provided those stations will operate on a noncommercial basis. Applicants that obtained NTIA funding for the construction of their facilities and a refund of the fees tendered with the filing of FCC Form 349 and that will operate those stations on a noncommercial basis are similarly exempted from this fee. To avail itself of any fee exemption, the applicant must indicate its eligibility by checking the appropriate box in Question 2. FCC Form 350 applications not involving the payment of a fee must be hand-delivered or mailed to the FCC's Washington, D. C. offices. See 47 C.F.R. Section 0.401(a). Do not send fee exempt applications to Mellon Bank, because it will result in a delay in processing the application.

**Effective 12/15/97, the FCC Form 159 must be submitted with any application subject to a fee received at the Commission.**

Applicants who wish to pay for **more than one application in the same lockbox** with a single payment can do so by submitting FCC Form 159. When paying for multiple filings in the same lockbox with a single payment instrument, you must list each filing as a separate item on FCC Form 159 (Remittance Advice). If additional entries are necessary, please use FCC Form 159C (Continuation Sheet).

The Commission's fee collection program utilizes a U.S. Treasury lockbox bank for maximum efficiency of collection and processing. All FCC Form 350 applications, which require the remittance of a fee or for which a waiver or deferral from the fee requirement is requested, must be submitted to the appropriate post office box address. See 47 C.F.R. Section 0.401(b). A listing of the required fee and the address to which FCC Form 350 should be mailed or otherwise delivered is set forth in the "Mass Media Services Fee Filing Guide" which can be obtained either by

writing to the Commission's Form Distribution Center, 2803 52nd Avenue, Hyattsville, Maryland, 20781, or by calling (202) 418-FORM and leaving your request on the answering machine provided for this purpose. The Fee Filing Guide also contains a list of the Fee Type Codes needed to complete this application.

Payment of any required fee can be made by check, bank draft, money order, or credit card payable to the Federal Communications Commission, denominated in U.S. dollars, and drawn upon a U.S. financial institution. No postdated, altered or third-party checks will be accepted. DO NOT SEND CASH. Checks dated six months or older will not be acceptable for filing.

Payment of application fees may also be made by Electronic Payment provided prior approval has been obtained from the Commission. Licensees interested in this option must first contact the Billings and Collections Branch at (202) 418-1995 to make the necessary arrangements.

Parties hand-delivering FCC Form 350 may receive dated receipt copies by presenting copies of the applications to the acceptance clerk at the time of delivery. Receipts will be provided for mail-in applications if an exact copy of FCC Form 350 is provided, along with a self-addressed stamped envelope. Only one piece of paper per application will be stamped for receipt purposes. The "return copy" should be placed on top of the application package. Failure to do so may result in your copy not being returned.

For further information regarding the applicability of a fee, the amount of the fee or the payment of the fee, refer to the "Mass Media Services Fee Filing Guide."

- F. Commission policies and litigation reporting requirements for broadcast station applicants are directed to focusing on misconduct that violates the Communications Act or a Commission rule or policy and on certain specified non-FCC misconduct. In responding to Question 13, applicants are advised that the parameters of the Commission's policies and requirements regarding character qualifications are fully set forth in Character Qualifications, 102 FCC 2d 1179 (1985), reconsideration denied, 1 FCC 2d 421 (1986), as modified, 5 FCC Rcd 3252 (1990) and 7 FCC Rcd 6564 (1992).

For the purpose of Question 13, the term "parties to the application" includes any individual or entity whose ownership or positional interest in the applicant is cognizable under the Commission's multiple ownership rules. See in this regard Report and Order in MM Docket No. 83-46, 97 FCC 2d 997 (1984), reconsideration granted in part, 58 RR 2d 604 (1985), further modified on reconsideration, 61 RR 2d 739 (1986).

- G. This application shall be personally signed by the applicant, if the applicant is an individual; by one of the partners, if the applicant is a partnership; by an officer, if the applicant is a corporation; by a member who is an officer, if the applicant is an unincorporated association; by such duly elected or appointed officials as may be competent to do so under the laws of the applicable jurisdiction, if the applicant is an eligible government entity; or by the applicant's attorney in case of the applicant's physical disability or of his/her absence from the United States. The attorney shall, in the event he/she signs for the applicant, separately set forth the reason why the application is not signed by the applicant. In addition, if any matter is stated on the basis of the attorney's belief only (rather than his/her knowledge), he/she shall separately set forth his/her reasons for believing that such statements are true.
- H. BE SURE ALL NECESSARY INFORMATION IS FURNISHED AND ALL PARAGRAPHS ARE FULLY ANSWERED. IF ANY PORTIONS OF THE APPLICATION ARE NOT APPLICABLE, SPECIFICALLY SO STATE. DEFECTIVE OR INCOMPLETE APPLICATIONS MAY BE RETURNED WITHOUT CONSIDERATION.
- I. NO PUBLIC NOTICE IS REQUIRED FOR A LICENSE APPLICATION.

#### **FCC NOTICE TO INDIVIDUALS REQUIRED BY THE PRIVACY ACT AND THE PAPERWORK REDUCTION ACT**

The FCC is authorized under the Communications Act of 1934, as amended, to collect the personal information we request in this form. We will use the information you provide to determine whether approving this application in the public interest. If we believe there may be a violation or potential violation of a FCC statute, regulation, rule or order, your application may be referred to the Federal, state or local agency responsible for investigating, prosecuting, enforcing or implementing the statute, rule, regulation or order. In certain cases, the information in your application may be disclosed to the Department of Justice or a court or adjudicative body when (a) the FCC; or (b) any employee of the FCC; or (c) the United States Government, is a party

to a proceeding before the body or has an interest in the proceeding. In addition, all information provided in this form will be available for public inspection.

If you owe a past due debt to the federal government, any information you provide may also be disclosed to the Department of Treasury Financial Management Service, other federal agencies and/or your employer to offset your salary, IRS tax refund or other payments to collect that debt. The FCC may also provide this information to these agencies through the matching of computer records when authorized.

If you do not provide the information requested on this form, the application may be returned without action having been taken upon it or its processing may be delayed while a request is made to provide the missing information.

Your response is required to obtain the requested authorization.

We have estimated that each response to this collection of information will take, on average, 2 hours and 30 minutes.

Our estimate includes the time to read the instructions, look through existing records, gather and maintain required data, and actually complete and review the form or response. If you have any comments on this estimate, or on how we can improve the collection and reduce the burden it causes you, please write the Federal Communications Commission, AMD-PERF, Paperwork Reduction Project (3060-0404), Washington, D. C. 20554. We will also accept your comments via the Internet if you send them to [jboley@fcc.gov](mailto:jboley@fcc.gov). Please DO NOT SEND COMPLETED APPLICATION FORMS TO THIS ADDRESS. Remember - you are not required to respond to a collection of information sponsored by the Federal government, and the government may not conduct or sponsor this collection, unless it displays a currently valid OMB control number or if we fail to provide you with this notice. This collection has been assigned an OMB control number of 3060-0407.

**THE FOREGOING NOTICE IS REQUIRED BY THE PRIVACY ACT OF 1974, P.L. 93-579, DECEMBER 31, 1974, 5 U.S.C. 552a(e)(3), AND THE PAPERWORK REDUCTION ACT OF 1980, P.L. 95-511, DECEMBER 11, 1980, 44 U.S.C. 3507**